

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF FLORIDA

CASE NO. 23-24724-CIV-ALTONAGA/Reid

ENRIQUE ALVEAR,

Plaintiff,

vs.

**MOISES BAKERY OF MIAMI, INC.,
a Florida for-profit corporation,**

Defendant.

/

PLAINTIFF'S MOTION FOR ENTRY OF CLERK'S DEFAULT

Plaintiff, through undersigned counsel, moves for entry of a Clerk's default against Defendant, MOISES BAKERY OF MIAMI, INC., on the following grounds:

1. Plaintiff filed his Complaint against Defendant on December 13, 2023 [ECF No. 1] and the Clerk issued a Summons on December 14, 2023 [ECF No. 3].

2. On December 22, 2023, Plaintiff served the Complaint and Summons on Defendant by serving Philip Coleman, Vice President of Defendant, pursuant to F.S. 48.062 [ECF No. 4].

3. Defendant's response to the Complaint was due by January 12, 2024; however, no response has been filed to date.

4. Pursuant to Judge Altonaga's Order on Default Procedures dated January 16, 2024 [ECF No. 6], Plaintiff files his Motion for Entry of Clerk's Default.

5. Accordingly, a Clerk's Default against this Defendant should be entered.

WHEREFORE, Plaintiff moves the Clerk of Court for entry of a Clerk's default against Defendant, MOISES BAKERY OF MIAMI, INC.

Respectfully submitted,

RODERICK V. HANNAH, ESQ., P.A.

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By *s/Roderick V. Hannah*
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LAW OFFICE OF PELAYO

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By *s/Pelayo M. Duran*
PELAYO M. DURAN
Fla. Bar No. 0146595

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that on this 17th day of January, 2024, a true and correct copy of the foregoing was electronically filed and was served via regular U.S. Mail, on the following:

Joaquin Bras, Registered Agent
MOISES BAKERY OF MIAMI, INC.
7310 Collins Avenue
Miami Beach, FL 33141

/s/ Roderick V. Hannah
Roderick V. Hannah